

Appl. No. 09/759,107

Suppl. Amdt. Dated October 28, 2004

### REMARKS/ARGUMENTS

Applicant wishes to thank Examiner Weaver for affording Applicant the opportunity to discuss the substance of the Amendment filed on October 21, 2004 and the content of this Supplemental Amendment.

Applicant filed the present application on January 12, 2001. On that date, both application no. 08/963,373 and application no. 09/265,656 were pending. Applicant unintentionally failed to claim priority to the 09/265,656 application. On October 21, 2004, Applicant filed a petition under 37 C.F.R. §1.78(a)(2) to accept the unintentionally delayed claim and paid the required fee. Subsequently, Applicant became aware that the priority claim was improper as to form. By this Supplemental Amendment, Applicant has corrected the form of the priority claim included in the Petition and Amendment filed on October 21, 2004.

The Director of the U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, and conversely credit any overpayment to Deposit Account No. 18-1579.

Respectfully Submitted,

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